

May 1, 2007

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board met in regular session. Those members present were President Paul Mason, Judith Anderson and David Decker. Also present with the Board were County Attorney Bob Wright, Bernard Riddens from the Taxpayers Association and Ms. Cash from Channel 10 News.

The Board Okayed the letter from the Board of Health to inform the Public regarding the Storage of Tires. (Cheryl will let Joni know it is okay to send).

Bob Wright commented he had received a letter from Kurt Wilkerson regarding the Commissioner Appointments to the Union Hospital Building Corporation. The hospital recommends the following individuals:

1. Tom Dinkel - Reappointment for one (1) year term
2. Charles Uhl - Reappointment for two (2) year term
3. Gary Morris - New Appointment for three (3) year term
4. Rick Shagley - New Appointment for three (3) year term
5. Mark Fuson - Reappointment for four (4) year term

Motion made by Commissioner Decker to appoint the above individuals to the Union Hospital Board, seconded by Commissioner Anderson, passed unanimously with all ayes. See Auditor's File- Appointments 2007.

Commissioner Mason questioned if they had advertised for sale the old Juvenile Center or the S. 13<sup>th</sup> Street Building that is owned by the county. Mr. Wright commented they had not they were still waiting on John Newlin's appraisal. Commissioner Decker stated they had spoke with the Assessor and had been able to get the old Juvenile Center Assessment adjusted.

Discussion had regarding the Handicap (Disability) equipment that needs to be at the polls. Commissioner Mason stated he would have the Highway Department take care of.

Discussion had regarding the election equipment. Bob Wright commented he had spoke with County Clerk Pat Mansard regarding the maintenance agreements from Election System & Software. The \$300,000 for maintenance was in the original lease agreement for the equipment and software. Now the equipment is paid for, this is to continue the maintenance and printing of the ballots. This should have been included in the Election Board Budget this year but was mistakenly left out. Pat Mansard stated she has an appropriation going before the Vigo County Council to be placed in the budget to pay for this.

Commissioner Mason commented the Commissioners had done a walk through yesterday with representatives from Union Hospital for the leased area in the front of the Vigo

May 1, 2007 cont'd

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County Annex Building. Union Hospital is in the process of having a few things fixed. Mr. Wright informed the Board they only have until May 15th to notify Union Hospital of anything that might need to be fixed.

Bob Wright advised the Board that their Insurance Carrier is willing to review the new Personnel Policy.

The Board will meet next Thursday, May 10<sup>th</sup> at that time the Amendment to the Smoking Ordinance will be up for a vote and also the Ordinance to establish an Electronic Map Generation Non-Reverting Fund for the collection of GIS Data Fees.

Commissioner Decker made motion to approve the Maximus Contract for a three (3) year period, which has been reviewed and approved by the County Attorney, seconded by Commissioner Anderson, passed unanimously with all ayes. See Auditor's File- Contract- Maximus.

Motion made by Commissioner Anderson to approve the Voice Equipment Maintenance Service Agreement for (1) one year with Verizon for the following departments:

1. Community Corrections	\$866.40
2. Drug & Alcohol	\$576.00
3. Civil Defense	\$432.00
4. Courthouse	\$6,367.92
5. Highway Garage	\$576.00
6. Extension Office	<u>\$680.16</u>
	\$9,498.48

Seconded by Commissioner Decker, passed unanimously with all ayes. See Auditor's File- Agreement – Verizon.

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble, VIGO COUNTY AUDITOR

May 7, 2007

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board met in regular session. Those members present were President Paul Mason and David Decker. Commissioner Anderson was out of office.

At 10:00 a.m. the Board held a road petition hearing. Present with the Board were County Engineer Jerry Netherlain and Plat Map Supervisor Dave Dillon.

This was for a closure of an alley in Libertyville. Commissioner Mason commented that this was in Commissioner Anderson's area but she had stated she was in favor of the closure. Motion made by Commissioner Decker to vacate alley, seconded by Commissioner Mason, motion carried. See Road Record.

At 10:30 a.m. the Board held Rezoning Hearings. Present with the Board was Area Plan Director Jeremy Weir. UZO-12-07; parcel 84-02-25-352-006.000-013; 3291 E. Avalon Ave. Property owners are Hilda & Gary Brown. Rezone from an R-1 to an A-1. Proposed use is for four 4-H animals to be on the property during the months of February thru June and up to a maximum of two (2) horses. Lou Britton also present for petitioners. There were remonstrators present at the Area Plan Commission. Received an unfavorable recommendation from the Area Plan Commission. Mr. Britton asked they table for one (1) month, so the owners could speak with the neighbors. They had purchased this property in an auction in November and it was classified as Agricultural on the property record card. Lou explained to them that it was not the same as zoning. Lou also stated they would have the pigs removed by this weekend. Commissioner Mason asked if they were saying they would remove the pigs and have horses only. Mr. Britton said yes. Commissioner Mason then questioned Area Plan Director Jeremy Weir if he was sure there were five (5) acres there. Jeremy commented there was. Charles Yeager who lives on the property north of the Browns, applauded them for removing the pigs and stated that he had spoke with the other neighbors and they would not mind the housing of one (1) horse. Commissioner Decker made motion to approve the rezoning with the restriction of the housing of one (1) horse; this needs to be documented on the deed as a restriction. Seconded by Commissioner Mason, motion carried with Commissioner Anderson absent. Lou Britton will submit amended document to Area Plan for approval.

UZO-13-07; tabled by Area Plan Commission.

UZO-14-07; parcel no. 84-03-30-400-001.00-012 & 84-03-30-326-004.000-012; 6170 Rosedale Road. Property owner is Kathy Aleshire Enterprises, Inc. Rezone from an A-1 to an R-2. Proposed use is for 10 duplexes. Roger Aleshire present for petitioner. Received an unfavorable recommendation from the Area Plan Commission. Jeremy commented that he had spoke with the Board of Health regarding the septic tank and

May 7, 2007 cont'd

Commissioners' Court Room  
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water issues. Also he wanted to note that he is not here for a subdivision plat that would come later and he would also recommend the access come off of Rosedale Rd. and not Devonald Rd. Mr. Aleshire also commented that this is not designed for low income housing so this would not detract from the neighborhood. Mr. Aleshire stated he had a meeting with the Area Plan staff and after the meeting is when he submitted the application, had he known they were not going to have the support of the staff, they would not have submitted the application.

Roger Archer of 4790 E. Devonald commented that Mr. Aleshire had addressed some of the issues since last week.

Dave Eads of 4700 E. Devonald had concerns regarding the sanitary issues and flooding. He commented that he has had flooding of nearly 3 ½ feet in his basement and that property has had about 6 ft. of flooding. Lived here for nearly 22 years, and also has concerns of safety of cars.

Will Wassill lives West of the property and has concerns of devaluation of his property and pollution of his creek.

Motion made by Commissioner Mason to deny rezoning, seconded by Commissioner Decker, motion carried with Commissioner Anderson absent.

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble  
VIGO COUNTY AUDITOR

May 10, 2007

Commissioners Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board met in regular session. Those members present were President Paul Mason and David Decker. Commissioner Anderson was out of office. Present with the Board were County Auditor Jim Bramble and County Attorney Bob Wright.

Bob Wright presented the Board with General Ordinance 40.4, An Ordinance To Establish An Electronic Map Generation Non- Reverting Fund For the Collection Of Electronic Map And GIS Data Fees And To Establish A Fee Schedule For The Reproduction Of Electronic Map And GIS Data In A Hard Copy Form. Motion to Adopt Ordinance 40.4 made by Commissioner Decker, seconded by Commissioner Mason, motion carried with Commissioner Anderson out of office. See Vigo County Code.

Received copy of Warranty Deed from Matthew Lemmons to the Vigo County Board of Commissioners in the amount of \$3,105.00 for the Canal Road project. Placed in Safe.

Received copy of Warranty Deed from Ralph and Betty Sizemore to the Vigo County Board of Commissioners in the amount of \$10,200.00 for the Canal Road project. Placed in Safe.

Motion made by Commissioner Decker to approve an Interlocal Agreement with Riley Fire Protection District to loan \$40,000 of EDIT Funds to continue the operation of the district until additional tax revenues are received, seconded by Commissioner Mason, motion carried. See Auditor's File – Interlocal Agreement – Riley Fire.

Motion made by Commissioner Decker to approve the Amendment to the Smoking in Public Places Ordinance Chapter 58, to clarify that it now applies to the workplace, seconded by Commissioner Mason, motion carried. See Vigo County Code.

Commissioner Decker stated Terre Haute Convention and Visitors Bureau has a separate liability insurance policy and would like to know why they cannot combine with the rest of the county for liability insurance. Mr. Wright will check on and get back with the Board.

County Recorder Ray Watts presented the Board with an Amendment to Ordinance 27, Vigo County Code, Supplemental Recording Fees to include a six cent (.06) fee per image for bulk from copies duplicated onto a computer tape, disk, etc. as allowed by the State. Will Advertise Amendment.

Received Warranty Deed from Matthew Lemmons to Vigo County in the amount of \$3,105.00 for Right of Way for the Canal Road Project. Placed in Safe.

May 10, 2007 cont'd

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

Received Warranty Deed from Jean Vibbert to Vigo County in the amount of \$5700.00 for Right of Way for the Canal Road Project. Placed in Safe.

Received Warranty Deed from Ralph & Betty Sizemore in the amount of \$10,200.00 for Right of Way for the Canal Road Project. Placed in Safe.

Received Warranty Deed from William and Reta Decker in the amount of \$212,050.00 for Right of Way for the Canal Road Project. Placed in Safe.

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble  
VIGO COUNTY AUDITOR

May 15, 2007

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board held a Poor Relief Hearing at 8:30 a.m. Those members present were President Paul Mason, Judith Anderson and David Decker. Also, present with the Board were Harrison Township Trustee Nick Peters, Employee Betty Ellinger and Amanda Fuller of 196 W. Wheeler Ave., Apt. A, Terre Haute, Indiana, 47802.

Ms. Fuller was here asking the Board to reverse the decision of the Harrison Township Trustee to not give assistance with her water bill. The Trustee stated they could not pay the bill to EBS since they are not a utility; they are just the billing agent for Indiana American Water. The Trustee cannot pay sewage either. They would need to get a breakdown on the water and sewage and cannot pay anything over 60 days. Motion made by Commissioner Decker, to pay the water portion only for two (2) months, seconded by Commissioner Anderson, passed unanimously.

At 9:00 a.m. the Board held their regularly scheduled meeting with the County Attorney.

County Attorney Bob Wright asked the Board if they had received the appraisal for the county building owned on South 13<sup>th</sup> street. Commissioner Mason commented they had received it.

Motion made by Commissioner Decker to advertise the old Juvenile Center property for sale by bid and auction that day, after bids are opened, seconded by Commissioner Anderson, passed unanimously with all ayes. Bob Wright will prepare the advertisement. The board commented they are going to keep the building on South 13th street to use for storage.

Motion made by Commissioner Decker to go with Sanders & Associates as the Architect for two (2) salt storage buildings for the Vigo County Highway Department, seconded by Commissioner Anderson, passed unanimously with all ayes.

Sheriff Jon Marvel was in to speak with the Board regarding putting in a communications tower on the site of the jail, approximately 300 ft. tall between the fence and the jail. Total approximate price is \$227,000. Could use money from the 911 funds. This would allow the county to put other government agencies equipment on it also.

At 3:00 p.m. the Board met to discuss refinancing the previously issued Lease Rental Bonds, Series 2004 in the original amount of \$5,460,000 used to renovate the courthouse. County Auditor Jim Bramble stated the petitions are complete and have been verified by the Auditor's office. The Board set a hearing for 9 a.m. on June 5, 2007 for the purpose of the proposed form of First Amendment to Lease as it relates to the lease of the County Jail. Motion made by Commissioner Anderson to approve Resolution 2, 2007,

May 15, 2007 cont'd

Commissioners' Court Room  
Vigo County Annex  
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Resolution of the Board of Commissioners of Vigo County, Indiana, Making Preliminary Determination to Enter into First Amendment to Amended and Restated Lease Agreement. See Auditor's File – Bond Lease (Courthouse & Jail).

Received Weights & Measurers Monthly Report for the time period of April 16 – May 15, 2007. See Auditor's File- Weights & Measurers Monthly Reports.

Received Treasurer's Monthly Report for the month ending April 2007. See Auditor's File – Treasurer's Monthly Reports.

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble  
VIGO COUNTY AUDITOR



May 21, 2007

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board met in regular session.

At 11:00 a.m. the Board held bid openings. Those members present were Commissioner Anderson and Commissioner Decker. Present with the Board was County Auditor James Bramble.

**IN THE MATTER OF THE CERTAINTEED  
RAILROAD SPUR – BID OPENED**

Comes now James Bramble, Auditor, and presents to the Board sealed bids for the construction of the Certainteed Railroad Spur. Bids were opened, read aloud, and examined in the presence of the Commissioners. Bids were as follows:

AllTrack, Inc.	\$1,622,622.26
Central Railgroup Const.	\$1,659,572.36
Railworks Track Services	\$1,661,000.00
Timiny R/R Construction	\$1,816,798.61
Queen City	\$1,881,244.66

Motion made by Commissioner Decker and seconded by Commissioner Anderson to take bids under advisement, motion carried.

At 1:15 p.m. the board met to discuss the Certainteed Railroad spur. Those members present were Commissioner Mason and Commissioner Decker. Motion made by Commissioner Decker to award AllTrack, Inc. the bid for the Certainteed Railroad spur, seconded by Commissioner Mason, motion carried. Notice of Award signed to AllTrack, Inc. in the amount of \$1,622,622.26.

Received Warranty Deed from Richard Jenkins Construction to Vigo County in the amount of \$107,250.00 for Right of Way for the Bypass/ Canal Road Project. Placed in Safe.

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble  
VIGO COUNTY AUDITOR

May 22, 2007

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board met in regular session. Those members present were President Paul Mason, David Decker and Judith Anderson. Also present with the Board were County Attorney Bob Wright, County Auditor James Bramble, Tribune Star Reporter Howard Greninger, and Bernard Riddens from the Taxpayers' Association.

Commissioner Decker presented a Legal ad for a release of Reclamation Bonds by Department of Natural Resources for old Amax property. Mr. Wright will call DNR and inquire.

Motion made by Commissioner Anderson to grant easement for Gas line for Boral Brick road, seconded by Commissioner Decker, motion passed unanimously with all ayes.

Motion made by Commissioner Decker to approve a neighborhood study to be done with Camaros, LTD with Area Plan for Union Hospital Area subject to receipt of \$75,000 from Union Hospital, seconded by Commissioner Anderson, motion passed unanimously with all ayes.

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble  
VIGO COUNTY AUDITOR

May 29, 2007

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

The Board met in regular session. Those members present were President Paul Mason, Judith Anderson and David Decker. Also present with the Board were County Attorney Bob Wright, Highway Engineer Jerry Netherlain and Tribune Star Reporter Howard Greninger.

The Board looked over the contract with Sanders & Associates for the architectural services for two (2) salt storage buildings and a highway garage structure. The Board would like to make sure the contract has a cap amount of \$27,850. Motion to approve the contract subject to receiving a new one with the cap amount made by Commissioner Anderson, seconded by Commissioner Decker, motion passed unanimously with all ayes. See Auditor's File- Contract – Sanders & Assoc.

Bob Wright presented the Board with a Certificate of Public Approval of Applicable Elected Representative for Union Hospital Revenue Bonds, Series 2007. Mr. Wright commented that since Union Hospital is a non-profit organization the Board of Commissioners must sign off on the proof of publication for the public hearing. See Auditor's File – Union Hospital.

Bob Wright will check on someone to recodify the Vigo County Code.

At 10:00 a.m. the Board held a Road Petition Hearing for Rio Subdivision. Plat Map Supervisor Dave Dillon explained the purpose of this meeting is to accept all the roads in Rio Subdivision. Rhonda Oldham was present to represent the petitioners whom now live in Florida. Commissioner Mason asked if the agreement Mr. Wolfe had with the county was now fulfilled. Rhonda Oldham stated it had been satisfied. Motion made by Commissioner Decker to accept all the roads in Rio Subdivision, seconded by Commissioner Anderson, motion passed unanimously. See Road Book.

The Board signed Agreements with ESRI for the IT Department for the purpose of software maintenance and support. See Auditor's File – ESRI Inc.

The Board signed the Notice of Assignment and Request for Consent for Harris Computer Corporation whom now owns Government e-Management Solutions, Inc. (GEMS). See Auditor's File- Contract – GEMS, Inc.

May 29, 2007 cont'd

Commissioners' Court Room  
Vigo County Annex  
Terre Haute, Indiana

There being no further business, it is now ordered the Board be recessed.

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PRESIDENT

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SECRETARY

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MEMBER

ATTEST;

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James W. Bramble  
VIGO COUNTY AUDITOR